

Raynor Services, Inc
P.O. Box 58265
Webster, Texas 77598

March 5, 2009

Received & Inspected

MAR - 6 2009

FCC Mail Room

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
9300 East Hampton Drive
Capitol Heights, MD 20743

CC Docket No. 02-6
CC Docket No. 96-45

Subject: Request for Review

Dear Ms Dortch:

This is a request for the FCC to review USAC's decision to not pay a properly submitted invoice. Please note the following information:

Billed Entity Name:	Gulf Shores Academy
Billed Entity Number:	233437
Form 471 Application Number:	475236
FRN	1310986
FCC Order	DA 08-2363
FCC Order Release Date	October 30, 2008

Subsequent to the above referenced FCC Order, this firm received an Invoice Deadline Extension letter from USAC dated November 7, 2008 (Attachment 1). As a result this firm submitted form 474 SLD Invoice # 989370.

On December 3rd, 2008 this firm received an email from Mr. Joel Landsman of the SLD Program Integrity Assurance Office requesting a copy of the detailed invoice that was submitted to the applicant as well as a Service Certification form signed by the applicant. On December 15th, I sent an e-mail message (Attachment 2) to Mr. Landsman explaining to him the particular circumstances of this invoice. I did provide Mr. him with a detailed copy of the original invoice (Attachment 3) submitted to the applicant as well as a copy of the completely filled out and signed Service Certification form dated 8/6/2006 (Attachment 4).

No. of Copies rec'd 0
List ABCDE

Marlene H. Dortch, Secretary

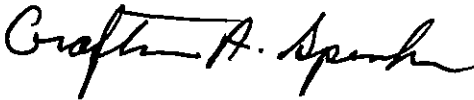
March 5, 2009

Page 2

My invoice (SLD 989370) was denied payment on 01/08/2009 (Attachment 5). The stated reason was that the service receipt was not confirmed by the applicant. That is not true because the original service certification form was submitted to SLD in August 2008 (Attachment 4). Gulf Shores Academy was closed in November or December 2006.

As far as I know, this firm did not violate any program guidelines in the completion of this work. We completely performed the work for which we invoiced. All we wish is that we be compensated for work already performed. For this we again seek your help with this situation. The relationship with our lending institution has been seriously damaged by SLD's refusal to pay this proper invoice.

Sincerely,



Grafton A. Spinks

President

Tel. #: 281-704-1724

E-mail: Al@Raynorsvcs.com

Attachments: Attachment 1 – USAC Invoice Deadline Extension Letter dated 11/07/2008.
Attachment 2 – E-mail message to Mr. Joel Landsman
Attachment 3 – Detailed invoice to Gulf Shores Academy.
Attachment 4 – Completed Service Certification form dated 08/02/2006.
Attachment 5 – USAC Statement denying payment dated 01/08/2009.

ATT #1



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Invoice Deadline Extension Appeal

November 7, 2008

Al Spinks
Raynor Services, Inc.
16850 Saturn Lane
Suite 100
Houston, Texas 77058

Re: Applicant Name: Gulf Shores Academy
 Billed Entity Number: 233437
 Form 471 Application Number: 475236
 Funding Request Number(s): 1310986
 FCC Order: DA 08-2363
 FCC Order Release Date: October 30, 2008

After thorough review of all relevant facts and direction from FCC Order DA 08-2363, USAC has implemented the following decision in regard to your appeal.

Funding Request Number(s): 1310986
Decision on Appeal: **Approved**
Explanation:

In rendering the decision in the matter of the Excellence Charter School of Bedford-Stuyvesant Brooklyn, New York, *et al* (DA 08-2363), the Federal Communications Commission has granted a waiver of the Form 472/474 filing deadline. As a result, USAC is granting an Invoice Deadline Extension (IDE) for the Funding Requests cited above.

Invoices should be postmarked before February 9, 2009 but no later than March 5, 2009. USAC will only pay up to the commitment amount reflected on the Funding Commitment Decision Letter (FCDL) or, if applicable, the Revised Funding Commitment Decision Letter (RFCDL).

Please have the front and back of the cancelled checks available at time of invoice submission.



ATT #2

RE: SLC Invoice No. 989370

Thursday, December 11, 2008 10:22 AM

From: "Landsman, Joel" <JLANDSM@sl.universalservice.org>**To:** "Grafton Spinks" <al@raynorsvcs.com>

Mr. Spinks,

Regarding your email of December 5th, your conclusion that "we are back at step 1" is essentially correct. In DA 08-2363 the FCC granted your appeal and remanded it to USAC for action. That action, as you were separately advised, was to permit you to re-invoice. However, as noted in Section III Paragraph 6 "In remanding these applications to USAC, we make no finding as to the ultimate eligibility of the services or the petitioner's applications. We remind USAC of its obligation to independently determine whether the disbursement of universal service funds would be consistent with program requirements, Commission rules and orders, or other applicable statutes and to decline to disburse funds where this standard is not met."

Each invoice submitted stands alone. The fact that two invoices submitted against FRN 1310986 were successfully processed does not imply that subsequent requests for payment will not be subject to scrutiny. The requirements set forth in my request for documents dated December 12, 2008 must, therefore, stand. If documents requested have been previously submitted, you may request that we use those documents in conducting the current review - merely inform me of the invoice for which they were previously submitted. The only exception to that is that the Service Certification form must be newly signed. I have granted you a seven day extension until Thursday, December 17, 2008.

Joel Landsman
Schools and Libraries Division
Program Integrity Assurance
Phone: 973-581-5157
FAX: 973-599-6541
jlandsm@sl.universalservice.org

From: Grafton Spinks [mailto:al@raynorsvcs.com]
Sent: Friday, December 05, 2008 10:24 AM
To: Landsman, Joel
Subject: Re: SLC Invoice No. 989370

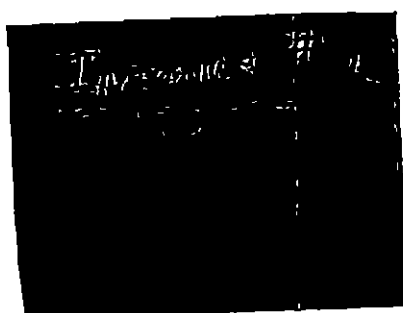
Dear Mr. Landsman,

Thank you for taking my call this morning. Please allow me to provide you with some background to this invoice. My original request was 474 application # 475236 dated July 24, 2006. It was the third and final invoice for the work at this school. The prior 2 invoices were paid by SLD w/ no problem.

Upon SLD's request I asked the client to completely fill out, sign and submit the Service Certification form to SLD within the time frame required. The customer complied and also supplied me with a copy of the completely filled out form.

Raynor Services, Inc.

16850 Saturn Lane, #100
Houston, Texas 77058



ATT #3

Invoice

Date	Invoice #
7/24/2006	2788

Bill To
Gulf Shores Academy 8430 Westglen Houston, Texas 77036

Ship To
Gulf Shores Academy 8430 Westglen Houston, Texas 77036

P.O. Number	Terms	Rep	Ship	Via	F.O.B.	Project
FRN 1310986	Net Due		7/24/2006			

Quantity	Item Code	Description	Price Each	Amount
1	Hardware/Software	FRN 1310986 - Omniview 8-Port KVM Switch	500.00	500.00
1	Hardware/Software	FRN 1310986 - KDS K-7B 17" Flat Panel Display	375.00	375.00
1	Hardware/Software	FRN 1310986 - Industrial Mount PS/2 Keyboard	75.00	75.00
5	Hardware/Software	FRN 1310986 - Terminal Services License 20 Device Cal's	1,000.00	5,000.00
1	Hardware/Software	FRN 1310986 - Merak Mail Server Standard Package	625.00	625.00
2	Hardware/Software	FRN 1310986 - Microsoft ISA 2004 1-CPU License	750.00	1,500.00
5	Hardware/Software	FRN 1310986 - Windows 2003 Server Standard w/ 10 Cal's	625.00	3,125.00
1	Hardware/Software	FRN 1310986 - IP PBX Configuration Nortel BCM 200 w/ Voice Mail (1 NA BCM 3.7 BCM 200 Base System, 1-BCM-GATM, 1 BCM GATM 8Port Global, 1 BCM GASM, 1 Media Services PEC, 2 BCM Voice Messng 1-Seat S/W, 1 BCM Voice messng 16 seat S/W, 1 BCM Voice messng 32 seat S/W, 2 BCM Telephony Client 1-Seat, 1 BCM Telephony Client 16 seat S/W, 1 BCM Telephony Client 32 seat S/W, 1 IP Phone 2004, 1 Power Transformer IP Phone.)	25,358.75	25,358.75
1	Service Contract	FRN 1310986 - Service: PBX Installation - reroute all CO lines from Demarc to Nortel Equipment room. Install Configure & test.	2,738.75	2,738.75
1	Config/Maintenance	FRN 1310986 - Server Systems installation and Configuration of eligible E-Rate equipment	6,223.50	6,223.50
1	Config/Maintenance	FRN 1310986 - 1 Year Maintenance of eligible E-Rate equipment installed with funding from this FRN.	6,223.50	6,223.50
1	Hardware/Software	FRN 1310986 - Transportation Charges	1,027.75	1,027.75
1	Project management	FRN: 1310986 - Project Management (partial). Project Management charges consist of the on-site management of project implementation including management of sub-contractors, management of the project timeline, and ensuring that the project fully meets the customer's expectation of success.	7,968.59	7,968.59
1	E-Rate Discount	Subtotal E-Rate Discount	-90.00%	60,740.84 -54,666.76

Portion To be Paid by SLDs

Final Invoice	Total	\$6,074.08
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ATT #4

Service Provider Name	Raynor Services, Inc
Service Provider SPIN	143022999
Service Provider Invoice #	2789
Undiscounted Invoice Amount	\$60,740.84
Discounted Invoice Amount	\$54,666.75

Applicant Name	GULF SHORES ACADEMY
* Representative / Contact Name	Linda Johnson
* Representative / Contact Title	Superintendent
* Representative / Contact Phone	713-781-6190
Billed Entity Number (BEN)	233437
471 Number	475236
FRN	1310986
Date Goods/Services Delivered	07/06/2006
Date Goods/Services were or will be Installed	07/15/2006
* Date Applicant Portion Paid and Check No. or Date will be Paid	8/16/06

This is to certify that I am authorized to represent the above named Applicant. This is also to certify the services described on the attached vendor invoice were delivered and/or installed as indicated by the date(s) above.

Or The charges represented by the above represented invoice are deposits or up-front charges for services, which have not been delivered, and have been agreed to based on the contract between the above referenced Applicant and Service Provider

Copy of detailed vendor invoice must be attached. Contract with Service Provider above is for
 Delivery only Yes ☐ No ☐
 Delivery and Installation Yes ☒ No ☐

~~Copy of supporting contract must be attached if indicated below~~

~~Supporting Contract Required YES NO~~

* Signed: 

~~Signed:~~

* Date: 8/6/06

~~Date:~~

Revised 04/05/05

Schools and Library Division (USAC)

9 of 14

ATT #5

0143022999 0000 143022999 BPO 1N0000 ML1 IH0000 AL01
Raynor Services, Inc.
ATTN : Al Spinks
16850 Saturn Lane Suite 100
Houston TX 77058

SPIN # 143022999 USAC REFERENCE # C000347907

STATEMENT DATE 01/08/2009

01/08/2009 143022999 1310986 2789-r 0.00
SLD Invoice Number:989370;Line Item Detail Number:
3597296;Amount Requested:54666.75;Service Receipt
Not Confirmed By Applicant;321;

0.00

202 - 776 - 0200
ombudsman@USAC.org.